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17
18 **UNITED STATES DISTRICT COURT**
19 **NORTHERN DISTRICT OF CALIFORNIA**

20 SIERRA CLUB and SOUTHERN BORDER
21 COMMUNITIES COALITION,

22 *Plaintiffs,*

23 *v.*

24 DONALD J. TRUMP, President of the United
25 States, in his official capacity; PATRICK M.
26 SHANAHAN, Acting Secretary of Defense, in his
27 official capacity; KIRSTjen M. NIELSEN,
28 Secretary of Homeland Security, in her official
 capacity; and STEVEN MNUCHIN, Secretary of
 the Treasury, in his official capacity,

1 *Defendants.*

Case No.: 4:19-cv-00892-KAW

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2 **ADMINISTRATIVE MOTION TO**
3 **CONSIDER WHETHER CASES**
4 **SHOULD BE RELATED**

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Pursuant to Civil L.R. 3-12, Plaintiffs Sierra Club and Southern Border Communities Coalition respectfully provide the Court with notice of the following related case in the Northern District of California: *State of California, et al. v. Donald Trump, et al.*, No. 4:19-cv-00872-HSG (filed Feb. 17, 2019) and request that the Court consider whether the two cases should be related.

“An action is related to another when: (1) The actions concern substantially the same parties, property, transaction, or event; and (2) it appears likely that there will be an unduly burdensome duplication of labor and expense or conflicting results if the cases are conducted before different Judges.” N.D. Cal. Civ. L.R. 3-12(a). Under this standard, it appears that the cases are related. *State of California* and the instant case both entail constitutional and statutory claims seeking to enjoin President Trump’s declaration of a national emergency to divert funds appropriated for other purposes to the construction of a wall at the U.S.-Mexico border and the actions of Executive Branch officials to implement that declaration. *State of California* and the instant case have the following defendants in common: President Trump, Acting Secretary of Defense Patrick Shanahan, Secretary of Homeland Security Kirstjen Nielsen, and Secretary of the Treasury Steven Mnuchin.

Dated: February 22, 2019

Respectfully submitted,

/s/ Cecilia D. Wang

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